

## **EXHIBIT B**

1 [Counsel Listed on Signature Pages]

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE: CATHODE RAY TUBE (CRT)  
ANTITRUST LITIGATION

Master File No. 3:07-05944-SC (N.D. Cal)

MDL No. 1917

13 This Document Related to:

## **JOINT PROPOSED JURY INSTRUCTIONS**

### [Annotated Version]

## 14 | INDIRECT PURCHASER ACTIONS

15 | *Best Buy Co., Inc., et al. v. Hitachi, Ltd., et al.*,  
Individual Case No. 11-cv-05513

19 CompuCom Systems, Inc. v. Hitachi, Ltd., et  
al., Individual Case No. 11-cv-06396

20 | *Costco Wholesale Corporation v. Hitachi, Ltd., et al.*, Individual Case No. 11-cv-06397

21 Dell Inc. et al. v. Hitachi, Ltd., Individual Case  
22 No. 13-cv-02171

23 *Electrograph Systems, Inc. et al. v. Hitachi, Ltd.*, Individual Case No. 11-cv-01656

20 | *Office Depot, Inc. v. Hitachi, Ltd.*, Individual  
21 | Case No. 11-cv-06276

28 | P.C. Richard & Son Long Island Corp. et al. v.

3:07-cv-05944-SC; MDL No. 1917

1 *Hitachi, Ltd.*, Individual Case No. 12-cv-  
02648

2 *Sears, Roebuck and Co. and Kmart Corp v.*  
3 *Chunghwa Picture Tubes, Ltd., et al.,*  
Individual Case No. 11-cv-05514

4 *Target Corp. v. Chunghwa Picture Tubes,*  
5 *Ltd., et. al.,* Individual Case No. 11-cv-05514

6 *Schultze Agency Services, LLC on behalf of*  
7 *Tweeter OPCO, LLC, et al., v. Technicolor SA,*  
et al., Individual Case No. 13-cv-05668

8 *Tech Data Corp., et al. v. Hitachi, LTD., et al.,*  
Individual Case No. 13-cv-00151

9 *ViewSonic Corp. v. Chunghwa Picture Tubes,*  
10 *Ltd., Individual Case No. 14-02510*

11

12 Pursuant to the Court's December 8, 2014 Order Regarding Scheduling (CR 3182),  
13 Plaintiffs Best Buy Co., Inc., Circuit City, Kmart Corp., Sears, Roebuck and Co., Target Corp.,  
14 ViewSonic Corp., and Sharp Electronics Corp. (collectively, "Plaintiffs"), and Defendants  
15 Samsung SDI America, Inc., Samsung SDI Co., Ltd., Samsung SDI (Malaysia) Sdn. Bhd.,  
16 Samsung SDI Mexico S.A. de C.V., Samsung SDI Brasil Ltda., Shenzen Samsung SDI Co., Ltd.,  
17 and Tianjin Samsung SDI Co., Ltd (collectively, "SDI"); LG Electronics; Mitsubishi Electric  
18 Corporation; Hitachi, Ltd., Hitachi Displays, Ltd. (n/k/a Japan Display Inc.), Hitachi America,  
19 Ltd., Hitachi Asia, Ltd., Hitachi Electronic Devices (USA), Inc. (collectively, "Hitachi");  
20 Panasonic Corporation and Panasonic Corporation of North America ("Panasonic"), MT Picture  
21 Display ("MTPD"); Koninklijke Philips N.V, Philips Electronics North America Corporation,  
22 Philips do Brasil, Ltda., and Philips Taiwan Limited (collectively, "Philips"); Thomson SA;  
23 Toshiba Corporation, Toshiba America, Inc., Toshiba America Information Systems, Inc.,  
24 Toshiba America Consumer Products, L.L.C., Toshiba America Electronic Components, Inc.  
25 (collectively, "Toshiba"); Chunghwa Picture Tubes, Ltd., and Chunghwa Picture Tubs (Malaysia)  
26 SDn. Bhd. (collectively, "Chunghwa"); and Beijing-Matsushita Color CRT Co. (all defendants  
27 collectively, "Defendants") hereby jointly submit the attached proposed jury instructions in this  
28 matter.

1       The parties reserve the right to amend, supplement, or otherwise revise these jury  
2 instructions as appropriate, including, but not limited to, based upon any stipulations between the  
3 parties, the Court's rulings on any motions, proof at trial, Plaintiffs' or Defendants' pursuit or  
4 abandonment of any claims or defenses, or as is otherwise reasonable and appropriate.

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## **JOINT PROPOSED INSTRUCTION NO. 63**

## **SHAREHOLDER NON-LIABILITY**

An owner of the stock of a corporation, including a corporation that owns a majority or all of the stock of another corporation, is not liable for the unlawful acts of the corporation, unless the stockholder directed or otherwise actively influenced the corporation in its unlawful acts.

[SOURCE: *United States v. Bestfoods*, 524 U.S. 51, 61 (1998); *H.J. Inc. v. Int'l Tel. & Tel. Corp.*, 867 F.2d 1531, 1549 (8th Cir. 1989); see also *Drinkwine v. Federated Publ'ns, Inc.*, 78 F.2d 735, 741 (9th Cir. 1985)]

## **JOINT PROPOSED INSTRUCTION NO. 64**

## **ACTS OF A CORPORATION**

Under the law applicable to this case, the actions of a corporation are not the actions of any owner of the stock of the corporation, including a stockholder that owns a majority or all of the stock of the corporation.

[SOURCE: *United States v. Bestfoods*, 524 U.S. 51, 61 (1998); *H.J. Inc. v. Int'l Tel. & Tel. Corp.*, 867 F.2d 1531, 1549 (8th Cir. 1989); see also *Drinkwine v. Federated Publ'ns, Inc.*, 78 F.2d 735, 741 (9th Cir. 1985)]